

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Dove Examiner: Steven Paul Sax
Serial No.: 09/838,695 Group Art Unit: 2174
Filed: April 19, 2001 Docket No.: BU1327/0033-064001
Title: APPARATUS AND METHOD FOR PERSISTENT DISPLAY INTERFACE

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REQUEST FOR REFUND

Applicant filed a Notice of Appeal in the above-captioned patent application on September 17, 2007. Applicant also filed a Pre-Appeal Brief Request for Review and a Request for Oral Hearing along with the Notice of Appeal. The Patent Office issued a communication on December 6, 2007 indicating that, under 37 C.F.R. § 41.73(b), the Request for Oral Hearing was premature, as the time for filing such requests is within two months of the Examiner's Answer to the Appeal Brief. Applicant was unaware the Request for Oral Hearing was premature and thanks the Patent Office for noting that issue.

Accordingly, this is a request for a refund of the Request for Oral Hearing fee under 37 C.F.R. § 41.20(b)(3) that was paid on September 17, 2007 in this matter. Please credit the refund to Deposit Account No. 50-3521, referencing "Attorney Docket BU1327/0033-064001, Oral Hearing refund."

If there are any questions regarding this request, Applicant's attorney may be contacted by phone at 360-930-3533.

Respectfully submitted,
Brake Hughes Bellerman LLP

Date: January 9, 2008

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